

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

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Illinois Commerce Commission
RAIL SAFETY SECTION

Illinois Central Railroad Company; Benton Township; and the State of Illinois, Department of Transportation.

Stipulated Agreement regarding improving public safety at the crossings of the Company's track with public highways known as South Stuyvesant Street and Bennett Road located near Benton, Franklin County, Illinois, designated as crossings AAR/DOT 293 723W and 293 724D, mileposts 90.80-GE and 91.40-GE, respectively.

T02-0119

PETITION FOR EXTENSION

Now comes Illinois Central Railroad Company (“IC”) and petitions the Illinois Commerce Commission (the “Commission”) for an order giving the parties an extension to comply with the mandates of the Commission in this docket. In support of its Petition, IC states as follows:

1. IC is a rail carrier operating in Illinois and is a rail carrier within the meaning of the Illinois Commercial Transportation Law.
2. The Illinois Department of Transportation ("IDOT") is an agency of the State of Illinois and is subject to the jurisdiction of the Commission.
3. Benton Township ("Benton") is a political subdivision in the State of Illinois and is subject to the jurisdiction of the Commission.
4. IC operates a line of railroad through Franklin County; this line crosses at-grade with South Stuyvesant Street and Bennett Road.
5. Pursuant to an order in this Docket dated January 23, 2003 (which order incorporated a stipulated agreement), the Commission required the parties to perform certain improvements of the crossings at Stuyvesant Street and Bennett Road.

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6. The Commission gave the parties until January 23, 2004, to complete the work described in Paragraph 5.

7. IC's crews are also completing projects mandated in T02-0061 in Perry County, which involves a total of 14 crossings, 7 of which remain to be completed. The due date in that docket was recently extended until February 29, 2004.

8. IC would like to complete the work in T02-0061 prior to completing the work in this docket.

9. Therefore, IC is requesting an extension of time until April 30, 2004, for the parties to complete the work mandated by the Commission in ICC Docket T02-0119.

WHEREFORE, Illinois Central Railroad Company respectfully requests that the Commission:

- a) Give the parties until April 30, 2004, to complete work mandated in the order dated January 23, 2003 in this Docket; and
- b) Provide such other and further relief as the Commission deems just and appropriate.

Dated at Chicago, Illinois this 19th day of January, 2004.


ILLINOIS CENTRAL RAILROAD COMPANY

By 

Michael J. Barron, Jr.
Counsel for Illinois Central Railroad Company
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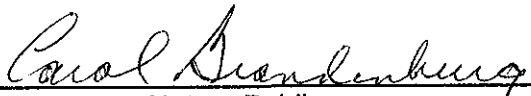
VERIFICATION

Michael J. Barron, Jr., being duly sworn, deposes and says that he is Counsel for Illinois Central Railroad Company, that he has read the foregoing Petition of Illinois Central Railroad Company, and that the contents thereof are true and correct to the best of his knowledge and belief.



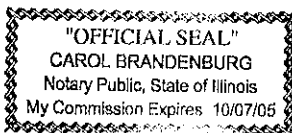
Michael J. Barron, Jr.

Subscribed and sworn to
before me this 19th day of
January, 2004.



Notary Public

My Commission Expires:



STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Illinois Central Railroad Company; Benton Township; and the State of Illinois, Department of Transportation. (

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T02-0119


NOTICE OF FILING

Mr. Samuel Ach
Chief Counsel
Illinois Department of Transportation
2300 S. Dirksen Parkway, Room 300
Springfield, IL 62764

Mr. Derek S. Johnson
Benton Township
301 S. Main Street
Benton, IL 62812-1404

PLEASE TAKE NOTICE that we have on this 19th day of January, 2004, sent for filing with the Illinois Commerce Commission, Illinois Central Railroad Company's Petition for Extension in the above captioned matter, a copy of which is hereby served upon you.

ILLINOIS CENTRAL RAILROAD COMPANY

By 

Michael J. Barron, Jr.
Counsel for Illinois Central Railroad Company
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CERTIFICATE OF SERVICE

I, MICHAEL J. BARRON, JR., an attorney certify that I served the foregoing Petition for Extension upon the respondents made party to this proceeding by enclosing copies of the foregoing in envelopes addressed to those parties as set forth below, postage prepaid, and depositing the envelopes in the United States mail at 455 North Cityfront Plaza Drive, Chicago, IL on the 19th day of January, 2004.



Michael J. Barron, Jr.

Mr. Ed Gower
Chief Counsel
Illinois Department of Transportation
2300 S. Dirksen Parkway, Room 300
Springfield, IL 62764

Mr. Derek S. Johnson
Benton Township
301 S. Main Street
Benton, IL 62812-1404